

MAY 01 2002

PATENT & TRADEMARK OFFICE

**REQUEST FOR
CONTINUED EXAMINATION (RCE)**

Application Number	09/322,720
Filing Date	May 28, 1999
First Named Inventor	Stanley W. Lyness
Group Art Unit	2776
Examiner Name	Cong-Lac Huynh
Attorney Docket Number	10835-002001

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered)
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. §1.17(i) required)
- b. ☐ Other _____

3. Fee The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
- i. ☐ RCE fee required under 37 C.F.R. §1.17(e) 05/02/2002 BNGUYEN1 00000046 09322720
- ii. ☐ Extension of time fee (37 C.F.R. §§1.136 and 1.17) 01 FC:279 370.00 OP
- iii. ☒ Other any additional charges or credits
- b. ☒ Check in the amount of \$ 370 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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Technology Center 2100

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	David L. Feigenbaum	Registration No. (Attorney/Agent)	30,378
Signature	<i>David L. Feigenbaum</i>	Date	4/26/02

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to **Commissioner for Patents, Box RCE, Washington, DC 20231** or facsimile transmitted to the U.S. Patent and Trademark Office on: April 26, 2002

Name (Print/Type)	Lesley J. Arcidy
Signature	<i>Lesley J. Arcidy</i>
Date	April 26, 2002